

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

IVETTE ORTIZ ZAYAS

DEBTOR

CASE NO. 14-08238/EAG

CHAPTER 13

**NOTICE OF FILING OF AMENDED CHAPTER 13 STATEMENT OF CURRENT MONTHLY  
INCOME AND CALCULATION OF COMMITMENT PERIOD, FORM 22C-1**

TO THE HONORABLE COURT:

**NOW COMES, IVETTE ORTIZ ZAYAS**, debtor in the above captioned case, through the undersigned attorney, and very respectfully states and prays as follows:

1. The debtor respectfully submits an *Amended Chapter 13 Statement of Current Monthly Income and Calculation of Commitment Period, Form 22C-1* to eliminate rental income.

2. Attached to this motion the debtor submits *Amended Chapter 13 Statement of Current Monthly Income and Calculation of Commitment Period*, dated December 19, 2014.

**I CERTIFY** that on this same date a copy of this notice was sent by the Clerk of the Court using CM/ECF systems which will send notifications of such to the Chapter 13 Trustee; and also certify that I have mailed by United States Postal Service copy of this motion to the following non CM/ECF participants: debtor in the above captioned case, and all creditors and parties in interest appearing in the master address list, hereby attached.

**RESPECTFULLY SUBMITTED.** In San Juan, Puerto Rico, this 19<sup>th</sup> day of December, 2014.

/s/ Roberto Figueroa-Carrasquillo  
ROBERTO FIGUEROA CARRASQUILLO  
USDC #203614  
PO BOX 186 CAGUAS PR 00726-0816  
TEL NO. (787) 744-7699  
FAX NO. (787) 746-5294  
EMAIL: rfigueroa@rfclawpr.com

Fill in this information to identify your case:

Debtor 1 IVETTE ORTIZ ZAYAS  
First Name Middle Name Last Name

Debtor 2  
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: **District of Puerto Rico**

Case number 2:14-bk-8238  
(if known)

Check as directed in lines 17 and 21:

According to the calculations required by this Statement:

- ☒ 1. Disposable income is not determined under 11 U.S.C. § 1325(b)(3).
- ☐ 2. Disposable income is determined under 11 U.S.C. § 1325(b)(3).
- ☒ 3. The commitment period is 3 years.
- ☐ 4. The commitment period is 5 years.
- ☒ Check if this is an amended filing

Official Form 22C-1

**Chapter 13 Statement of Your Current Monthly Income and Calculation of Commitment Period**

12/14

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for being accurate. If more space is needed, attach a separate sheet to this form. Include the line number to which the additional information applies. On the top of any additional pages, write your name and case number (if known).

**Part 1: Calculate Your Average Monthly Income**

1. What is your marital and filing status? Check one only.

- ☒ Not married. Fill out Column A, lines 2-11.
- ☐ Married. Fill out both Columns A and B, lines 2-11.

Fill in the average monthly income that you received from all sources, derived during the 6 full months before you file this bankruptcy case. 11 U.S.C. § 101(10A). For example, if you are filing on September 15, the 6-month period would be March 1 through August 31. If the amount of your monthly income varied during the 6 months, add the income for all 6 months and divide the total by 6. Fill in the result. Do not include any income amount more than once. For example, if both spouses own the same rental property, put the income from that property in one column only. If you have nothing to report for any line, write \$0 in the space.

Column A  
Debtor 1

Column B  
Debtor 2 or  
non-filing spouse

2. Your gross wages, salary, tips, bonuses, overtime, and commissions (before all payroll deductions). \$ 1,720.43 \$ 0.00
3. Alimony and maintenance payments. Do not include payments from a spouse if Column B is filled in. \$ 0.00 \$ 0.00
4. All amounts from any source which are regularly paid for household expenses of you or your dependents, including child support. Include regular contributions from an unmarried partner, members of your household, your dependents, parents, and roommates. Include regular contributions from a spouse only if Column B is not filled in. Do not include payments you listed on line 3. \$ 0.00 \$ 0.00
5. Net income from operating a business, profession, or farm
- |   |                  |             |                               |
|---|------------------|-------------|-------------------------------|
| Gross receipts (before all deductions)                  | \$ <u>0.00</u>   |             |                               |
| Ordinary and necessary operating expenses               | - \$ <u>0.00</u> |             |                               |
| Net monthly income from a business, profession, or farm | \$ <u>0.00</u>   | Copy here → | \$ <u>0.00</u> \$ <u>0.00</u> |
6. Net income from rental and other real property
- |   |                  |             |                               |
|---|------------------|-------------|-------------------------------|
| Gross receipts (before all deductions)                | \$ <u>0.00</u>   |             |                               |
| Ordinary and necessary operating expenses             | - \$ <u>0.00</u> |             |                               |
| Net monthly income from rental or other real property | \$ <u>0.00</u>   | Copy here → | \$ <u>0.00</u> \$ <u>0.00</u> |

Debtor 1 **IVETTE ORTIZ ZAYAS**  
First Name Middle Name Last Name

Case number (if known) **2:14-bk-8238**

Column A Debtor 1	Column B Debtor 2 or non-filing spouse
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7. Interest, dividends, and royalties

\$ 0.00 \$ 0.00

8. Unemployment compensation

\$ 0.00 \$ 0.00

Do not enter the amount if you contend that the amount received was a benefit under the Social Security Act. Instead, list it here:  $\downarrow$

For you ..... \$ 0.00

For your spouse ..... \$ 0.00

9. Pension or retirement income. Do not include any amount received that was a benefit under the Social Security Act.

\$ 0.00 \$ 0.00

10. Income from all other sources not listed above. Specify the source and amount. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, a crime against humanity, or international or domestic terrorism. If necessary, list other sources on a separate page and put the total on line 10c.

10a. .... \$ \_\_\_\_\_

10b. .... \$ \_\_\_\_\_

10c. Total amounts from separate pages, if any.

\$ \_\_\_\_\_ \$ \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_

+ \$ 0.00 + \$ 0.00

11. Calculate your total average monthly income. Add lines 2 through 10 for each column. Then add the total for Column A to the total for Column B.

\$ <u>1,720.43</u>	+	\$ <u>0.00</u>	=	\$ <u>1,720.43</u>
Total average monthly income				

**Part 2: Determine How to Measure Your Deductions from Income**

12. Copy your total average monthly income from line 11. .... \$ 1,720.43

13. Calculate the marital adjustment. Check one:

- ☒ You are not married. Fill in 0 in line 13d.  
☐ You are married and your spouse is filing with you. Fill in 0 in line 13d.  
☐ You are married and your spouse is not filing with you.

Fill in the amount of the income listed in line 11, Column B, that was NOT regularly paid for the household expenses of you or your dependents, such as payment of the spouse's tax liability or the spouse's support of someone other than you or your dependents.

In lines 13a-c, specify the basis for excluding this income and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page.

If this adjustment does not apply, enter 0 on line 13d.

13a. .... \$ \_\_\_\_\_

13b. .... \$ \_\_\_\_\_

13c. .... + \$ \_\_\_\_\_

13d. Total ..... \$ 0.00 Copy here.  $\rightarrow$  13d. 0.00

14. Your current monthly income. Subtract line 13d from line 12. 14. \$ 1,720.43

15. Calculate your current monthly income for the year. Follow these steps:

15a. Copy line 14 here  $\rightarrow$  ..... 15a. \$ 1,720.43

Multiply line 15a by 12 (the number of months in a year).  $\times 12$

15b. The result is your current monthly income for the year for this part of the form. 15b. \$ 20,645.16

Debtor 1 **IVETTE ORTIZ ZAYAS**  
First Name Middle Name Last Name

Case number (if known) **2:14-bk-8238**

16. Calculate the median family income that applies to you. Follow these steps:

- 16a. Fill in the state in which you live. **Puerto Rico**
- 16b. Fill in the number of people in your household. **1**
- 16c. Fill in the median family income for your state and size of household. 16c. \$ **23,168.00**  
To find a list of applicable median income amounts, go online using the link specified in the separate instructions for this form. This list may also be available at the bankruptcy clerk's office.

17. How do the lines compare?

- 17a. ☒ Line 15b is less than or equal to line 16c. On the top of page 1 of this form, check box 1, *Disposable income is not determined under 11 U.S.C. § 1325(b)(3). Go to Part 3.* Do NOT fill out *Calculation of Disposable Income* (Official Form 22C-2).
- 17b. ☐ Line 15b is more than line 16c. On the top of page 1 of this form, check box 2, *Disposable income is determined under 11 U.S.C. § 1325(b)(3). Go to Part 3 and fill out Calculation of Disposable Income (Official Form 22C-2).* On line 39 of that form, copy your current monthly income from line 14 above.

**Part 3: Calculate Your Commitment Period Under 11 U.S.C. §1325(b)(4)**

18. Copy your total average monthly income from line 11. 18. \$ **1,720.43**
19. Deduct the marital adjustment if it applies. If you are married, your spouse is not filing with you, and you contend that calculating the commitment period under 11 U.S.C. § 1325(b)(4) allows you to deduct part of your spouse's income, copy the amount from line 13d.  
If the marital adjustment does not apply, fill in 0 on line 19a.
- 19a. — \$ **0.00**
- 19b. \$ **1,720.43**
- Subtract line 19a from line 18.
20. Calculate your current monthly income for the year. Follow these steps:
- 20a. Copy line 19b. 20a. \$ **1,720.43**  
Multiply by 12 (the number of months in a year). **x 12**
- 20b. The result is your current monthly income for the year for this part of the form. 20b. \$ **20,645.16**
- 20c. Copy the median family income for your state and size of household from line 16c. \$ **23,168.00**
21. How do the lines compare?
- ☒ Line 20b is less than line 20c. Unless otherwise ordered by the court, on the top of page 1 of this form, check box 3, *The commitment period is 3 years.* Go to Part 4.
- ☐ Line 20b is more than or equal to line 20c. Unless otherwise ordered by the court, on the top of page 1 of this form, check box 4, *The commitment period is 5 years.* Go to Part 4.

**Part 4: Sign Below**

By signing here, under penalty of perjury I declare that the information on this statement and in any attachments is true and correct.

**X** /s/IVETTE ORTIZ ZAYAS  
Signature of Debtor 1

**X** \_\_\_\_\_  
Signature of Debtor 2

Date **December 19, 2014**  
MM / DD / YYYY

Date \_\_\_\_\_  
MM / DD / YYYY

If you checked 17a, do NOT fill out or file Form 22C-2.

If you checked 17b, fill out Form 22C-2 and file it with this form. On line 39 of that form, copy your current monthly income from line 14 above.

Label Matrix for local noticing  
0104-2  
Case 14-08238-EAG13  
District of Puerto Rico  
Ponce  
Fri Dec 19 15:59:42 AST 2014

BANCO POPULAR DE PUERTO RICO - JAM  
MORTGAGE SERVICING DEPARTMENT (762)  
PO BOX 362708  
SAN JUAN, PR 00936-2708

FIRSTBANK PR  
PO BOX 9146  
SAN JUAN, PR 00908-0146

(p)ORIENTAL BANK AND TRUST  
PO BOX 195115  
SAN JUAN PR 00919-5115

US Bankruptcy Court District of PR  
Jose V Toledo Fed Bldg & US Courthouse  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

BANCO POPULAR DE PUERTO RICO  
MORTGAGE SERVICING DEPARTMENT (762)  
PO BOX 362708  
SAN JUAN PR 00936-2708

Banco Popular De Puerto Rico  
PO Box 2708  
San Juan, PR 00936

DTOP  
Minillas Sta  
San Juan, PR 00940-1269

FIRST BANK  
CONSUMER SERVICE CENTER  
BANKRUPTCY DIVISION CENTER  
PO BOX 9146, SAN JUAN PR 00908-0146

Fed Loan SerV  
PO Box 60610  
Harrisburg, PA 17106-0610

First Bank  
Ponce De Leon Av Stop 23  
San Juan, PR 00901

Island Finance  
PO Box 71504  
San Juan, PR 00936-8604

MONEY EXPRESS  
CONSUMER SERVICE CENTER  
BANKRUPTCY DIVISION (CODE 248)  
PO BOX 9146  
SAN JUAN PR 00908-0146

Money Expres  
Ave Americo Miranda 963 Rept Metropolitana  
Santurce, PR 00908

Municipio De Salinas  
PO Box 1149  
Salinas, PR 00751-1149

ORIENTAL BANK  
ANGEL M VAZQUEZ BAUZA  
CER DIVISION LEGAL AUTOS  
PO BOX 195115  
SAN JUAN, PR 00919-5115

Oriental Bank And Trus  
977 San Roberto St 9th F  
Rio Piedras, PR 00926

SANTANDER FINANCIAL D/B/A ISLAND FINANCE  
PO BOX 195369  
SAN JUAN PR 00919-5369

Synch/JC Penney PR  
PO Box 965007  
Orlando, FL 32896-5007

T-Mobile  
PO Box 660252  
Dallas, TX 75266-0252

IVETTE ORTIZ ZAYAS  
PO BOX 2055  
SALINAS, PR 00751-2001

JOSE RAMON CARRION MORALES  
PO BOX 9023884  
SAN JUAN, PR 00902-3884

MONSITA LECAROS ARRIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901

ROBERTO FIGUEROA CARRASQUILLO  
PO BOX 186  
CAGUAS, PR 00726-0186

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

ORIENTAL BANK  
ENRIQUE NASSAR RIZEK & ASSOCIATES  
PO BOX 191017  
SAN JUAN, PR 00919

(d)ORIENTAL BANK  
ATTY ANGEL VAZQUEZ  
PO BOX 191017  
SAN JUAN PR 00919 1354

End of Label Matrix  
Mailable recipients 23  
Bypassed recipients 0  
Total 23